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PENSACOLA, FLORIDA, THURSDAY MORNING, JUNE 6, 1907.

PRICE, 5 CENTS.

## HARRY ORCHARD TAKES STAND in Haywood Case and TESTIFIES TO MANY MURDERS

His Evidence Along Lines  
Promised by State in  
Presentment.

HIS TESTIMONY  
NOT COMPLETED

Says He Was a Murderer in  
a Long String of Big  
Tragedies.

PROSECUTION HAD PAVED WAY  
FOR HIS EVIDENCE BY THE  
TESTIMONY OF PEOPLE WHO  
SAW HIM JUST BEFORE THE  
STEUBENBERG MURDER—SON  
OF DEAD GOVERNOR AMONG  
WITNESSES THUS FAR.

By Associated Press.  
Boise, Idaho, June 5.—Alfred Horse-  
ly, alias Harry Orchard, by confession  
the actual assassin of Frank Steuben-  
berg, testified today against William  
D. Haywood, and made public a con-  
fession of a chain of revolting crimes,  
done, he said, at the instigation and  
in the pay of the leaders of the West-  
ern Federation of Miners.

Sensational Story.  
Orchard swore he was one of a mob  
and that he lighted one of the fuses  
that caused the explosion that blew  
up Bunker Hill and Sullivan mill in  
Coeur d'Alene, that he set the death  
trap in the Vindicator mine at Cripple  
Creek, which blew out the lives of  
Superintendent McCormick and Fore-  
man Beck, and when not paid for  
this, proved treacherous to confeder-  
ates by warning the management of  
the Florence and Cripple Creek rail-  
road of a plot to blow up the rail-  
road.

Gregory and Peabody.  
He confessed that he killed Detective  
Lyte Gregory at Denver, that for  
days he stalked Governor Peabody,  
of Colorado, about Denver, waiting  
a chance to kill him; that he and an-  
other discharged a line under the depot  
at Independence, killing fourteen men,  
and that, failing to poison Fred Brad-  
ley, of San Francisco, he blew him  
and his house up with a bomb. He  
has yet other bloody crimes to detail  
tomorrow to bring his confessed car-  
eer down to the murder of Gov. Steu-  
benberg.

TESTIMONY FOR  
THE FIRST DAY

C. F. Wayne, the first witness put  
on the stand by the state, formerly re-  
sided in Caldwell, the home of Gov-  
ernor Steubenberg and lived next  
door to the governor's place. Wayne  
was working on the Steubenberg  
place on the night of the explosion,  
and described the explosion and the  
finding of the governor's body.

Dr. J. W. Gue, of Caldwell, who at-  
tended the dying man, described in  
detail the injuries wrought by the  
bomb. Dr. Gue and Wayne were not  
cross-examined.

They Saw Orchard.  
John C. Rice, an attorney of Cald-  
well, who lived near Governor Steu-  
benberg, testified to seeing Harry Or-  
chard passing his home almost every  
day for a month preceding the trag-  
edy. He was either going toward or  
returning from the direction of Gov-  
ernor Steubenberg and his wife, but  
witness could not say which.

Cross-examined by Attorney Rich-  
ardson of the defense, Rice said Or-  
chard made attempts to conceal him-  
self. Witness's attention was first di-  
rected to Orchard by Mrs. Rice, who  
had noticed Orchard for several days.

M. N. S. Ellis, a merchant, of Cald-  
well, the next witness, said he saw  
Tom Hogan (or Harry Orchard) in  
the vicinity on many occasions.

On cross-examination witness said  
that while he wondered what Orchard  
was doing, his curiosity had not been  
excited to the extent of making in-  
quiry.

Young Steubenberg.  
Julian P. Steubenberg, the 21-year-  
old son of the dead governor, while  
on the stand, looked from time to  
time at the defendant, who returned  
the gaze intently. There was no hint  
of feeling, however, in the look of  
either. Steubenberg told of seeing  
Orchard in Caldwell some days prior  
to his father's assassination.

An objection was made by the de-  
fense when young Steubenberg testi-  
fying to a conversation he had with  
Orchard. It was overruled by Judge  
Wood.

I was at the Oregon Short Line  
depot one day when the man came to  
me and asked if my name was Steu-  
benberg. I said 'yes,' and he then  
asked when my father would be back  
in the city. He said his name was  
Hogan, and that he and my father  
had some business in regard to sheep.  
He said they would have another  
transaction in the future. I told him  
my father would be home Friday, and  
he then wanted to know where he could  
find him on his return. I told him

(Continued on Third Page.)

## Fairbanks Says Wheeler Said He Fought the U. S. Flag "Under a Mistake"

By Associated Press.  
Chattanooga, June 5.—At a banquet  
of the Society of Chattanooga this af-  
ternoon in his honor, Vice-president  
Fairbanks' subject, "Our Country,"  
called forth a patriotic speech and a  
mixture of humor and pathos.

Mr. Fairbanks told a story of Gen-  
eral Joe Wheeler's application for a  
commission in the army for the Span-  
ish-American war. When President  
McKinley asked if the general meant  
for active service, he replied: "Yes;  
once, under a mistake, I fought  
against the flag. Now, please God,  
before I die, I wish to fight in that  
flag's defense."

Vice President and Mrs. Fairbanks  
returned to Indianapolis tonight.

## But Three Out of Sixty Passengers Were Not Hurt

By Associated Press.  
Nashville, Tenn., June 5.—Striking  
a broken rail 30 miles east of here  
at 11 o'clock this morning the South-  
ern Railway train that leaves here  
at 10:30, plunged over fifteen feet  
of embankment.

Of sixty passengers, fifty-seven  
were injured, two perhaps fatally.

Two coaches, the baggage car and  
the mail car, left the track, and the  
entire train crew was injured, but  
the engineer and reman escaped, the  
engine not leaving the track.

The most seriously injured were  
taken to Nashville and the others  
were treated at Lebanon, near the  
scene of wreck, and proceeded to  
their homes.

Another Silence Order to  
Classified Service People

By Associated Press.  
Washington, June 5.—The pres-  
ident has added this amendment to  
the civil service rules:  
"Persons in competitive classified  
service, while retaining the right to  
vote as they please and to express

privately their opinions on all politi-  
cal subjects, shall take no active part  
in political management or political  
campaigns."

The order does not include post-  
masters, marshals and others not in  
the classified service.

Officers Propose  
to Hold If They Can

Etheridge and Fondelbilla  
Won't Quit Their Jobs  
Unless Compelled.

THEY CONTEND THAT BOARD IS  
WITHOUT AUTHORITY TO PUT  
THEM OUT MERELY FOR SAKE  
OF PUTTING OTHERS IN, AND  
PROPOSE TO RESIST.

The announcement by Capt. Frank  
D. Sanders, the newly-elected marshal  
of Pensacola, that he intends to re-  
commend L. J. Anderson and J. A. Daw  
to the Board of Safety for appoint-  
ment as deputy marshals and night  
captains, respectively, has caused the  
officers at present holding the posi-  
tions to cast about for means to pre-  
vent their removal.

Capt. W. T. Etheridge, the present  
night captain, said last night that he  
did not intend resigning the position,  
and that Captain Fondelbilla, the pre-  
sent deputy marshal, also intends to  
resist. Capt. Etheridge advances the  
argument that both have been elected  
to these positions upon the recom-  
mendation of the marshal, by the  
Board of Safety, and that a change  
in the head of the department  
does not necessarily mean that they  
are to be removed, and that they  
should remain in their positions until  
the Board of Safety removes them for  
cause.

Another View.  
One of the newly elected members  
of the Board of Safety last night said  
that it was his opinion that an officer  
could not be dismissed, except for  
cause, but that the Board of Safety,  
which has the power of promoting or  
appointing, has also the power of re-  
ducing, and that, in such case, any  
of the present ranking officers could  
be reduced to the rank of patrolman.

Regarding the question of selecting  
deputy marshals and captains from  
the ranks, the board member stated  
that Anderson and Daw could be elec-  
ted officers, and then promoted if the  
board so desired.

GILMORE ARRESTED  
FOR CUTTING WOMEN

Jetty Gilmore, a young negro, was  
arrested Tuesday night by Deputies  
Sanders and Johnson, charged with  
being the person who seriously cut  
Ida Milton, a colored woman at Kup-  
frian's park Monday night.

## CAPTAIN BOYLE DROWNED BY FALL FROM STEAMER

KILPATRICK  
IS DECLARED  
INSANE MAN

Commission Appointed for  
Examination Makes  
Report to Court.

UPON THIS REPORT SOLICITOR  
LOFTIN ALLOWS THE SERIOUS  
CHARGE AGAINST HIM IN CRIM-  
INAL COURT TO DROP BY A  
NOLLE PROSEQUI.

In the Criminal Court yesterday  
morning, Judge Boggs presiding, So-  
licitor Loftin caused the serious  
charge on the docket against W. A.  
Kilpatrick to be nol prossed. This  
was done upon the report of the  
lunacy commission, appointed a few  
days since, that Kilpatrick is of un-  
sound mind. Kilpatrick will now go  
to the insane asylum for treatment.

Kilpatrick was arrested about two  
weeks since by Deputies Sanders and  
Johnson, and charged with criminal  
assault upon the person of a white  
girl about 8 years of age. This oc-  
curred west of St. John's cemetery,  
and when the man was in the  
woods about six miles distant.

When arraigned in the Criminal  
Court last week the question of his  
sanity was raised by friends of the  
man, and a request was made that  
the county judge appoint a lunacy  
commission to conduct an examination  
before the man be allowed to go to  
trial. This was done, although Kil-  
patrick was anxious to be tried, and  
yesterday this commission made its  
report, adjudging him insane.

This ended the case so far as the  
criminal court is concerned, and Kil-  
patrick is held in jail awaiting the ar-  
rival of officers from the insane  
asylum.

CREW AND BARGE  
LOST IN STORM

By Associated Press.  
Pictou, N. S., June 5.—The barge  
Pictou, in tow of the tug Tormentor  
was lost off the New Jersey coast  
during the recent storm, and the crew  
of five lost.

NINETEEN OF  
THEM TO DIE

Outcome of Review of Work  
of Courtmartial on the  
Attack of Cabrera.

By Associated Press.  
Mexico City, June 5.—Advices to-  
night say that twelve of the nineteen  
men are condemned to death by court  
martial for complicity in the attempt-  
ed assassination of President Cabrera  
of Guatemala, as a result of the find-  
ing of the court of review. Of the  
other seven, a Mexican and two  
Italians are sentenced to fifteen years  
imprisonment. One Spaniard will be  
executed with eleven natives. The  
state department makes no comment  
on the outcome.

THE ATTACKS  
ON JAPANESE

California Authorities Say  
Racial Animosity Was a  
Small Factor.

Washington, June 5.—Governor Gil-  
lette of California, has submitted a  
supplementary report on the attack-  
ing of the Japanese restaurants and  
bath houses. California's adjutant  
general and the San Francisco chief  
of police have also sent reports to  
the state department. They all say  
in substance that the affair was the  
natural outcome of labor troubles,  
and that racial feeling had little to  
do with it, save in the latter stages.

Fell on the Belle's Wheel  
While Steamer Was in  
Choctawhatchee.

HAD WALKED FROM THE CABIN  
TO REAR OF THE BOAT AND  
FELL FROM HURRICANE DECK—  
THE BODY HAS NOT YET BEEN  
RECOVERED.

Capt. John M. Boyle, master of the  
river steamer Belle, plying between  
Pensacola and Vernon, was drowned  
in Choctawhatchee river last Thurs-  
day night at 7 o'clock, when he fell  
from the second deck of the steamer  
upon the rapidly revolving wheel, and  
was either instantly killed or else  
so badly injured that he could not  
swim.

The news of the drowning was  
brought here yesterday morning by  
Davis of the Vernon, which is owned  
by the same parties as the Belle, and  
which followed the latter named ves-  
sel up the Choctawhatchee last week.

Scene of Tragedy.  
The Belle sailed from Pensacola  
last Thursday morning at daylight on  
her weekly run to Vernon, and had a  
large cargo of freight. At 7 o'clock  
that night she had reached a point  
off what is known as Rocky Cut,  
forty miles from the mouth of the  
river. It was just after the supper  
hour, and Capt. Boyle, leaving one  
of the deck hands in charge of the  
wheel, walked aft on the upper deck.  
He had been gone only a few mo-  
ments when the men on board heard  
a cry, and a moment later there was  
a slight shock as though the wheel  
had struck something. It is therefore  
believed that he lost his balance and  
fell into the wheel, which was re-  
volving very fast.

Futile Rescue Work.  
The steamer was stopped imme-  
diately and backed to the point  
where she was when the captain fell  
overboard. A search for the body  
continued into the following day, but  
the body was not found, and the  
steamer proceeded on to Vernon, where  
Parish Bros., the owners, were not-  
ified, and the search was then re-  
newed. Although a week has elapsed  
the body could not be found, and it  
is very probable that it has been  
carried far down the river by the  
swift current.

The Belle, under the command of  
another captain, returned to port last  
night, after stopping in the river and  
spending many hours in an effort to  
recover Captain Boyle's body.

Captain Boyle was about 40 years  
of age, and a native of Mississippi,  
and is survived by a wife and two  
sons. He had been captain of river  
boats for the past eight or ten years.

POWDERLY'S  
NEW HONORS

He is Made Head of a New  
Bureau of Department  
of Government.

By Associated Press.  
Washington, June 5.—T. V. Pow-  
derly was today appointed chief of  
the new division of information of  
the immigration bureau at a salary  
of \$3,500. The division will conduct  
correspondence with the officials of  
different states with a view to the  
best distribution of aliens.

Powderly was formerly commis-  
sioner of immigration, and recently  
was special agent of the department  
of commerce and labor in Europe.

ORLEANIAN  
THE WINNER

Eustis Wins the First of the  
Big Golf Events of  
Atlanta.

By Associated Press.  
Atlanta, June 5.—The sixth annual  
tournament of the Southern Golf As-  
sociation began to-day on the Ath-  
letic Club links, when 140 players start-  
ed in the qualifying round. Lawrence  
Eustis, of New Orleans, won with 86,  
against F. G. Byrd, 87. The champion-  
ship match and the first match round-  
off the Dixie, Gate City, and Kem-  
mesaw cups will be played to-mor-  
row. Tonight the visiting golfers  
were entertained at a barbecue, and  
officers of the association for next  
year were elected.

## A NOTABLE LACK OF VOTING BY NEGROES

SPEEDY ONES  
REACH HERE

Fast Montgomery Horses to  
Compete in Opening of  
Racing To-Morrow.

Billie S. Among Those the  
People Here Expect to  
Make Fine Showing.

A RECORD BREAKING CROWD IS  
LOOKED FOR AT THE TRACK.  
AS MOST OF THE STORES IN  
TOWN WILL CLOSE—MOBILE  
MAY BE REPRESENTED, WHILE  
MILTON CERTAINLY WILL.

Three horses, which are to be en-  
tered Friday afternoon in the races  
that will then open the racing season  
in Pensacola under the auspices of  
the Pensacola Driving Association,  
reached Pensacola yesterday after-  
noon from Montgomery. Among the  
trio of fast racers is Billie S., the  
pacer that last year was sent to Mont-  
gomery to enter against John A., but  
was disqualified.

Others Expected.  
It is expected that there will be  
other horses here for the big opening  
event, as parties in Mobile have sig-  
nified a desire to send over a string,  
and two will come from Milton. With  
these and the local horses, each race  
will have a number of entries, and as  
there are three events, the opening  
day will be a most auspicious one.

The first race will be a pacing  
race, in which Billie S., owned by H.  
S. Weber, of Montgomery, and Billie  
A., owned by T. E. Volker, of this  
city, will be among the entries. The  
second will be for horses of the 2:40  
trot class, while the third will be a  
free-for-all pacing race.

Stabled at Track.  
The horses that arrived yesterday  
afternoon are stabled at the park, and  
this morning they will be worked out  
for several hours, and will be in good  
shape to enter the races tomorrow af-  
ternoon.

If good weather prevails Friday af-  
ternoon, the crowd is expected to be  
a record breaker. All of the retail  
stores of the city will close, and an  
effort will probably be made to have  
the wholesale houses follow suit, in  
order that their employees may also  
have a half-holiday each Friday.

It is expected that the visiting  
horses will remain here for a week  
or ten days, and enter also the races  
Friday afternoon, June 14.

PRESIDENT'S  
CONFERENCES

They Have to Do With the  
Harriman Matter and  
Coal Carriers.

Washington, June 5.—Attorney-Gen-  
eral Bonaparte today talked to Pres-  
ident Roosevelt about the proposed  
proceedings against the coal carrying  
railroads for alleged violations of the  
Sherman anti-trust law, and also about  
the Harriman case.

Frank B. Kellogg, special govern-  
ment counsel in the Harriman in-  
vestigation, also had a conference with  
the president, but refused to divulge  
its nature.

MAKE HASTE  
BUT SLOWLY

Striking French Marines in  
No Hurry to Put an  
End to Strike.

By Associated Press.  
Paris, June 5.—The striking sea-  
men at many of the ports refuse to  
adopt the recommendations of the  
committee that conferred with the  
government officials, and have vot-  
ed to await the decision of the com-  
mittee at Marseilles.

Republican and Socialist  
Voters Were Scarce in  
Tuesday Election.

Marshal-Elect Sanders the  
Leader of the Winners  
In Votes Polled.

THE NEW CITY OFFICIALS ARE  
TO TAKE OFFICE TO-DAY, THE  
MAYOR AND ALDERMEN BEING  
SWORN IN AT NOON AFTER A  
MEETING BY RETIRING COUN-  
CIL TO APPROVE MINUTES.

The official count of the votes cast  
in the election of Tuesday was made  
yesterday at noon by that canvassing  
board, Aldermen Jas. McHugh and W.  
B. Wright, and in accordance with  
the usual custom those receiving the  
highest number of votes, where there  
was opposition, were declared elec-  
ted for periods as provided by law.

The count showed that all Demo-  
cratic nominees had been elected to  
office over Republicans, Socialists  
and Independents, as was expected.

The Opposition.  
The greatest interest displayed was  
in the candidacy of the two Republi-  
can candidates, Messrs. Bingham and  
Stearns. The former lacked 203  
votes of having as many as the low-  
est of his opponents, while the lat-  
ter lacked 117 votes of receiving as  
many ballots as his opponent. The  
Socialists polled a small vote for each  
of their candidates.

One feature of the election, which  
was commented upon yesterday gen-  
erally, was the small number of col-  
ored voters to participate in the elec-  
tion. It was estimated that there are  
several hundred negroes in the city  
qualified to vote, but of this number  
it was stated that no more than five-  
teen voted in the four precincts.

A review of the votes received by  
each of the candidates shows that  
Capt. F. D. Sanders received the  
largest number, polling 906, while  
Fire Chief Becker was next with 892  
votes. Mayor Bliss received a total  
of 829 and Comptroller Morgan 821,  
but both of these officials had oppo-  
sition.

Take Office To-day.  
Those who have been certified to  
as being elected to office will take  
the oath of office to-day at noon, this  
occurring at the city hall, and fol-  
lowing which will be meetings of the  
council, and various boards for the  
purpose of organizing.

Notices were sent out yesterday  
afternoon by City Clerk Aymard to  
the new officials, notifying them offi-  
cially of their election and request-  
ing their presence at the city hall at  
the noon hour to take the oath of  
office. The members of the old coun-  
cil will first convene in session and  
approve the minutes of the previous  
meeting, after which the new mem-  
bers will take their seats.

LONG YACHT  
RACE BEGUN

Eleven Yachts of Various  
Types and Sizes Start  
From New York.

By Associated Press.  
New York, June 5.—Eleven yachts  
sailed from Gravesend Bay to-day  
in the six hundred mile race, divided  
into two classes. The yachts are  
racing for two cups. Eight boats of  
over fifty feet are racing for a cup  
offered by Commodore Frank Mairer,  
of the New Rochelle Yacht Club, and  
three yachts under fifty feet for a  
special cup offered by the Brooklyn  
Royal Bermuda, and the New  
Rochelle clubs. The diversity in the  
types of racers increases the interest  
felt.

UNDER ANTI-  
TRUST ACTS

Every Furniture Maker and  
Jobber in Four Pacific  
States Indicted.

By Associated Press.  
Portland, Oregon, June 5.—In the  
federal district court to-day a hus-  
dred furniture dealers of Oregon,  
Washington, Idaho and California  
were indicted for alleged violation of  
the Sherman anti-trust law. The  
list includes every manufacturer and  
jobber in the states named.